

DRAFT

MINUTES OF THE CITY COUNCIL
OF THE
CITY OF GREENSBORO, N. C.

REGULAR MEETING:

6 APRIL 1999

The City Council of the City of Greensboro met in regular session at 6:00 p.m. on the above date in the Council Chamber of the Melvin Municipal Office building with the following members present: Mayor Carolyn S. Allen, presiding; Councilmembers Claudette Burroughs-White, Sandra G. Carmany, Keith A. Holliday, Yvonne J. Johnson, Earl F. Jones, Nancy Mincello, Robert V. Perkins and Donald R. Vaughan. Absent: None. Also present were William H. Harrell, Assistant City Manager; A. Terry Wood, Deputy City Attorney; and Juanita F. Cooper, City Clerk.

The meeting was opened with a moment of silence and the Pledge of Allegiance to the Flag.

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The Manager recognized Von Patrick, employee in the Planning Department, who served as courier for the meeting.

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The Mayor explained the Council procedure for conduct of the meeting.

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The Mayor advised the presentation by the Greensboro Housing Development Partnership would be heard later in the meeting.

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Mayor Allen stated that this was the time and place set for a public hearing to consider an ordinance annexing 2.362 acres of property to the City of Greensboro located on the west side of North Elm Street, north of Pisgah Church Road. She thereupon introduced so that these matters could be discussed together, an ordinance establishing original zoning from County Zoning RS-40 Residential Single Family and rezoning from City Zoning RS-12 Residential Single Family to Conditional Use-General Office Moderate with specific restrictions for property located on the west side of North Elm Street between Pisgah Church Road and Kenneth Road. Mayor Allen administered the oath to C. Thomas Martin, Planning Department Director.

Mr. Martin reviewed the property proposed for annexation which was adjacent to the City limits and advised it would not require a water main extension; he thereupon provided the following staff presentation for the rezoning:

REQUEST

This request is to establish original zoning of property from County Zoning RS-40 Residential Single Family and to rezone from City Zoning RS-12 Residential Single Family to City Zoning Conditional Use – General Office Moderate Intensity.

The RS-40 District is primarily intended to accommodate single family detached dwellings on large lots at a density of 1.0 unit per acre or less.

The RS-12 District is primarily intended to accommodate single family detached dwellings at a density of 3.0 units per acre or less.

The General Office Moderate Intensity District is primarily intended to accommodate moderate intensity office and institutional uses, moderate density residential uses at a density of 12.0 units per acre or less, and supporting service uses.

CONDITIONAL USE CONDITIONS FOR THE REQUESTED ZONING DISTRICT

- 1) Freestanding signs shall be landscaped monument signs, maximum of 8' high.
- 2) Maximum one curb cut west side of N. Elm St.
- 3) Buildings limited to two stories.
- 4) There will be a 15' wide planting yard behind right-of-way of Elm St. The planting rate within the 15' planting yard shall be four (4) canopy trees per 100 linear feet and thirty-four (34) shrubs per 100 linear feet.

DESCRIPTION OF THE PROPERTY, SURROUNDING LAND USE AND ZONING

This property consists of approximately 2.2 acres and is located on the west side of North Elm Street between Pisgah Church Road and Kenneth Road.

	<u>Zoning</u>	<u>Land Use</u>
Subject Property	RS-40 & RS-12	Vacant
North	CU-GO-M	Vacant
East	CU-GO-M	Vacant
South	RS-40 & RS-12	Vacant
West	RS-12	Single family dwellings on east side of Bell Orchard Drive

Mr. Martin stated that the Planning Department and Zoning Commission recommended approval of the request. The Council declined his offer to present a slide presentation of the property and surrounding area.

No one responded when Mayor Allen asked if anyone wished to speak to the annexation or rezoning of this property.

Mr. Martin stated that the Planning Department recommends that this original zoning and rezoning request be approved. The Pisgah Church Road-Lees Chapel Road Corridor Plan recommended that the area on the opposite side of North Elm Street be annexed into the City with the City encouraging the infill of the area with low to moderate value housing or office development. This request would be consistent with that general recommendation, as well as being compatible with the zoning to the north which has established similar conditions. This request is also compatible with the zoning that has recently been approved on the east side of North Elm Street opposite this property and extending to the north. Staff feels that the conditions that have been proposed address the spirit and intent of the recommendations in the Corridor Plan to apply scenic corridor principles of this area.

Councilmember Burroughs-White moved adoption of the ordinance annexing 2.362 acres of property to the City of Greensboro located on the west side of North Elm Street, north of Pisgah Church Road. The motion was seconded by Councilmember Johnson; the ordinance was adopted on the following

roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

99-36 AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (LOCATED ON THE WEST SIDE OF NORTH ELM STREET NORTH OF PISGAH CHURCH ROAD – 2.362)

Section 1. Pursuant to G.S. 160A-31, the hereinafter described territory is hereby annexed to City of Greensboro:

Beginning at a point in the existing city limits at the southeast corner of Lot 180 of the Bell Orchard Subdivision which is recorded in Plat Book 14, Page 59 of the Guilford County Registry; thence, south 87 degrees 43 minutes 10 seconds west, 310.18 feet; thence, north 2 degrees 23 minutes 30 seconds west, 319.77 feet; thence, north 88 degrees 1 minute 40 seconds east, 335.15 feet to a point in the existing city limit line; thence, south 2 degrees 5 minutes 50 seconds west, 318.91 feet to the point and place of beginning. This property consists of Lots 180 and 181 of the Bell Orchard Subdivision as recorded in Plat Book 14, Page 59 and contains approximately 2.362 acres and is shown on the survey for H. L. Oliver by Callicutt Surveyors dated June 14, 1995 as Job Number 95-130.

Section 2. The owner agrees to pay to the City of Greensboro an acreage fee of two hundred dollars (\$200.00) per acre for water service and two hundred dollars (\$200.00) per acre for sewer service immediately prior to the time of annexation. Any utility line assessments which may have been levied by the County shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

Section 3. The owner shall be fully responsible for extending water and sewer service to the property at said owner's expense.

Section 4. From and after the effective date of annexation, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force within the City and shall be entitled to the same privileges and benefits thereof, subject to the provisions in Sections 2 and 3 above.

Section 5. From and after June 30, 1999, the petitioner shall be liable for municipal taxes. The due date for prorated municipal taxes shall be September 1, 1999. Municipal ad valorem taxes for the 1999-2000 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective on and after June 30, 1999.

(Signed) Claudette Burroughs-White

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Councilmember Jones moved that the ordinance establishing original zoning for and rezoning of this property to Conditional Use – General Office Moderate Intensity be approved based on the following findings of fact:

- 1) The development of the property in accordance with the proposed conditions will not materially endanger the public health or safety because there are no health or safety concerns inherent in the potential uses of this property.
- 2) The development of the property in accordance with the proposed conditions will not substantially injure the value of adjoining or abutting property because adjacent and nearby properties in this corridor been zoned to CU-GO-M with similar conditions.

- 3) The location and character of the development in accordance with the proposed conditions will be in harmony with the area in which it is to be located and in general conformity with the plan of development of the City and its environs because conditions have been proposed to restrict signage and curb cuts, as well as increase the width and planting rate of the street planting yard.

The motion was seconded by Councilmember Carmany; the ordinance was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

99-37 AMENDING OFFICIAL ZONING MAP AND AUTHORIZING ISSUANCE OF
CONDITIONAL USE PERMIT

WEST SIDE OF NORTH ELM STREET BETWEEN PISGAH CHURCH ROAD AND
KENNETH ROAD

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1. The Official Zoning Map is hereby amended by establishing original zoning from County Zoning RS-40 Residential Single Family and rezoning from City Zoning RS-12 Residential Single Family to City Zoning Conditional Use – General Office Moderate Intensity (subject to those conditional uses with limitations as set forth in Sections 2, 3 and 4 of this ordinance) the area described as follows:

BEGINNING at a point in the southeast corner of Lot 180 of the Bell Orchard Subdivision as recorded in Plat Book 14, Page 59 in the Office of the Guilford County Register of Deeds; thence S87°43'10"W 310.18 feet to a point; thence N02°23'30"W 319.77 feet to a point; thence N88°01'40"E 374.32 feet to a point in the western right-of-way line of North Elm Street; thence with said western right-of-way line a chord course and distance S05°58'30"W 52.57 feet to a point; thence continuing with the western right-of-way line of North Elm Street a chord course and distance S04°41'20"W 267.72 feet to a point; thence S87°43'10"W 23.48 feet to the point and place of BEGINNING; consisting of lots 180 and 181 of the Bell Orchard Subdivision plus approximately 0.219 acres between said lots and North Elm Street and contains approximately 2.581 acres as shown on the survey for H.L. Oliver by Callicut Surveyors, dated June 15, 1995, job number 95-130.

Section 2. That the issuance of a Conditional Use Permit in accordance with the above-mentioned change in zoning classification is hereby authorized subject to the following use limitations and conditions:

- 1) Freestanding signs shall be landscaped monument signs, maximum of 8' high.
- 2) Maximum one curb cut west side of N. Elm St.
- 3) Buildings limited to two stories.
- 4) There will be a 15' wide planting yard behind right-of-way of Elm St. The planting rate within the 15' planting yard shall be four (4) canopy trees per 100 linear feet and thirty-four (34) shrubs per 100 linear feet.

Section 3. This property will be perpetually bound to the uses authorized and subject to such conditions as imposed, unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development to be made pursuant to any Conditional Use Permit shall be submitted to the Technical Review Committee for approval.

Section 4. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 5. This ordinance shall be effective upon the date of annexation.

(Signed) Earl Jones

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Elaine Ostrowski, Chairperson of the Greensboro Housing Development Partnership, spoke to the history of this non-profit housing provider created by the City of Greensboro and the Greensboro Housing Authority to facilitate housing and community development activities; she spoke to the makeup of the nine-member board of the Partnership and the segments of the community the members represented.

Ms. Ostrowski provided the following information about the three major types of activities conducted by the Partnership: 1) First Home Buyers Program – this program provides the opportunity for low/moderate income buyers to purchase homes; information was given about the services provided, the funding source and the financial success of this program. 2) Housing Rehabilitation – information was provided about the homes that had been rehabilitated and the purpose for which they would be used; it was noted that the Partnership hoped these projects would stimulate and demonstrate other rehab possibilities. 3) Housing Development—details were provided with regard to various housing development projects created/planned to provide affordable housing to low-income citizens; i.e., Nealtown Farms, Arlington Park and the Southside Redevelopment Area.

The Mayor and Council commended Ms. Ostrowski and the Partnership for the success of the programs offered and particularly for the many services provided to the citizens of Greensboro.

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Mayor Allen stated that this was the time and place set for a public hearing to consider an ordinance rezoning from RS-40 Residential Single Family to RS-12 Residential Single Family for property located on the north side of Lonita Street between Fentress Street and Stanley Road; she advised this matter had received a vote of 5-0 by the Zoning Commission to recommend approval of the rezoning.

Mr. Martin provided highlights of the Zoning Commission meeting and stated that the Planning staff recommended approval of the rezoning. He stated that this zoning matter was being heard by the Council because only five Zoning Commission members were present at the meeting when this zoning was considered.

The Council declined his offer to provide slides of the property and surrounding area.

The Mayor asked if anyone wished to be heard.

Mr. Martin stated that the Planning Department recommends that this request be approved. When this area came into the City several years ago, the County zoning pattern of RS-40 was adopted for the entire extended area. There is a large area zoned RS-12 on the east side of Stanley Road in the vicinity of Eagle Road, Carrolwood Drive and Granada Lane which extends down to Hilltop Road to the south. RS-12 is a typical urban lot size for an area of the City such as this and is compatible with surrounding land use. Therefore, staff recommends that this request be approved.

There being no one present desiring to speak to this matter, Councilmember Holliday moved adoption of the ordinance. The motion was seconded by Councilmember Johnson; the ordinance was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

99-38 AMENDING OFFICIAL ZONING MAP

NORTH SIDE OF LONITA STREET BETWEEN FENTRESS STREET AND STANLEY ROAD

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1. The Official Zoning Map is hereby amended by rezoning from RS-40 Residential Single Family to RS-12 Residential Single Family uses for the area described as follows:

BEGINNING at a point in the northern right-of-way line of Lonita Street, said point being located N85°36'W 200 feet from the intersection with the western right-of-way line of Stanley Road; thence along said northern right-of-way line of Lonita Street N85°36'W 208.22 feet to a point; thence continuing along said right-of-way line N80°59'W 100.18 feet to a point; thence N05°34'E 235.10 feet to a point; thence S83°06'E 300.53 feet to a point; thence S03°38'W 230.00 feet to the point of BEGINNING, containing approximately 1.6 acres.

(Signed) Keith A. Holliday

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Mayor Allen stated that this was the time and place set for a public hearing to consider an ordinance rezoning from RS-40 Residential Single Family to Conditional Use-Highway Business with specific conditions for property located on the north side of Gallimore Dairy Road east of N. C. 68; she advised this matter had received a vote of 5-0 by the Zoning Commission to recommend approval of the rezoning.

Mr. Martin provided the following staff presentation:

REQUEST

This request is to rezone property from RS-40 Residential Single Family to Conditional Use – Highway Business.

The RS-40 District is primarily intended to accommodate single family detached dwellings at a density of 1.0 unit per acre or less.

The Highway Business District is primarily intended to accommodate retail, service, and distributive uses which are typically located along thoroughfares.

CONDITIONAL USE CONDITIONS FOR THE REQUESTED ZONING DISTRICT

- 1) All uses permitted in Highway Business District except for amusement parks, fairgrounds, batting cages, billboards, boat repair and sales, building supply sales with storage yard, go-cart raceways, railroad terminals or yards, recreational vehicle parks and sales, helicopters, manufactured home sales, outdoor retail sales (i.e. flea markets), motor vehicle sales and motorcycle sales.
- 2) One (1) access point on Gallimore Dairy Road.

DESCRIPTION OF THE PROPERTY, SURROUNDING LAND USE AND ZONING

This property consists of approximately 1.5 acres and is located on the north side of Gallimore Dairy Road east of N.C. 68.

	<u>Zoning</u>	<u>Land Use</u>
Subject Property	RS-40	Single family dwelling
North	CU-HB	Vacant portion of lot
East	CU-LI	Vacant land

South	AG	Single family dwelling
West	CU-HB	Wilco gas station & convenience store

Mr. Martin stated that the Planning Department and Zoning Commission recommended approval of the request. He thereupon presented a slide presentation of the property and surrounding area.

No one responded when the Mayor asked if anyone wished to be heard.

Mr. Martin stated that the Planning Department recommends that this request be approved. This property is adjacent on two sides to a tract zoned CU-HB which carries the same condition in terms of use limitations and the same condition in terms of limiting access to Gallimore Dairy Road to one point. Property to the east is zoned CU-LI which would be compatible with the proposed zoning classification. This is one of the few parcels of land north of Gallimore Dairy Road and east of N. C. 68 which is not zoned either for industrial or commercial use. Therefore, the proposed CU-HB classification is highly compatible with existing and future development in this area.

Councilmember Jones moved that the ordinance rezoning this property to Conditional Use – Highway Business be approved based on the following findings of fact:

- 1) The development of the property in accordance with the proposed conditions will not materially endanger the public health or safety because there are no health or safety concerns inherent in the potential uses of the property.
- 2) The development of the property in accordance with the proposed conditions will not substantially injure the value of adjoining or abutting property because this property is surrounded on three sides by properties zoned either CU-HB or CU-LI.
- 3) The location and character of the development in accordance with the proposed conditions will be in harmony with the area in which it is to be located and in general conformity with the plan of development of the City and its environs because most of the parcels north of Gallimore Dairy Road and east of N.C.68 are zoned either for industrial or commercial use.

The motion was seconded by Councilmember Vaughan; the ordinance was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

99-39

AMENDING OFFICIAL ZONING MAP AND AUTHORIZING ISSUANCE OF CONDITIONAL USE PERMIT

NORTH SIDE OF GALLIMORE DAIRY ROAD EAST OF N.C. 68

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1. The Official Zoning Map is hereby amended by rezoning from RS-40 Residential Single Family to Conditional Use – Highway Business (subject to those conditional uses with limitations as set forth in Sections 2, 3 and 4 of this ordinance) the area described as follows:

BEGINNING at a point in the northern right-of-way line of Gallimore Dairy Road, said point being a common corner with A.T. Williams, said point also being a common corner with Lot 8, Block 1025, Guilford County Tax Map ACL 94-7001; thence along Williams' line N13°15'W 210.01 feet to a point;

thence N76°45'E 210.0 feet to a point; thence S13°15'E 210.01 feet to a point in the northern right-of-way line of Gallimore Dairy Road; thence along said right-of-way line S76°45'W 210.0 feet to the point and place of BEGINNING, containing approximately 1.01 acres.

Section 2. That the issuance of a Conditional Use Permit in accordance with the above-mentioned change in zoning classification is hereby authorized subject to the following use limitations and conditions:

- 1) All uses permitted in Highway Business District except for amusement parks, fairgrounds, batting cages, billboards, boat repair and sales, building supply sales with storage yard, go-cart raceways, railroad terminals or yards, recreational vehicle parks and sales, helicopters, manufactured home sales, outdoor retail sales (i.e. flea markets), motor vehicle sales and motorcycle sales.
- 2) One (1) access point on Gallimore Dairy Road.

Section 3. This property will be perpetually bound to the uses authorized and subject to such conditions as imposed, unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development to be made pursuant to any Conditional Use Permit shall be submitted to the Technical Review Committee for approval.

Section 4. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

(Signed) Earl Jones

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After Mayor Allen stated that this was the time and place set to consider a resolution confirming assessment roll for water and sewer improvements on Huntmaster Trail from Stanley road to Lakeshore Drive, she asked if anyone wished to be heard.

There being no one present desiring to speak to this matter, Councilmember Jones moved adoption of the resolution. The motion was seconded by Councilmember Carmany; the resolution was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

H-213 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS

HUNTMASER TRAIL FROM STANLEY ROAD TO LAKESHORE DRIVE

WHEREAS, on the 6TH day of February, 1995, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Water Main Improvements. That a water main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals be laid for the proper connection of abutting property with the water main.

Sanitary Sewer Improvements. That a sanitary sewer main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals be laid for the proper connection of abutting property with the sewer main.

AND, WHEREAS, the improvements have now been completed, and the City Council has ascertained the total cost thereof and the amount that should be assessed against each lot abutting on the improvements on account of the improvements and has caused to be prepared a general plan map of the improvements, on which map is shown the frontage and location of each lot on the street or streets improved, together with the owners thereof, as far as the same can be ascertained, the plan map being marked:

HUNTMASTER TRAIL
Lakeshore Drive to Stanley Road

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the general plan map is hereby confirmed at 6:00 p.m., on the 6th day of April, 1999, and is hereby made the final assessment roll for the improvements.
4. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
5. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 30 days.
6. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in five equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.
7. That the first of the installments with interest thereon shall become due and payable on the first day of September next following the date that payments may be made without interest. One subsequent installment with interest thereon shall be due and payable on the first day of September of each successive year until the assessments have been paid in full.

(Signed) Earl Jones

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Mayor Allen stated that this was the time and place set for a public hearing to consider a resolution confirming assessment roll for water and sewer improvements on Lakeshore Drive from Hilltop Road to the west end of Lakeshore Drive. The Mayor asked if anyone wished to be heard.

There being no one present desiring to speak to this matter, Councilmember Holiday moved adoption of the resolution. The motion was seconded by Councilmember Carmany; the resolution was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

L-170 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS

LAKESHORE DRIVE FROM HILLTOP ROAD TO THE WEST END OF LAKESHORE DRIVE

WHEREAS, on the 6TH day of February, 1995, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Water Main Improvements. That a water main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals be laid for the proper connection of abutting property with the water main.

Sanitary Sewer Improvements. That a sanitary sewer main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals be laid for the proper connection of abutting property with the sewer main.

AND, WHEREAS, the improvements have now been completed, and the City Council has ascertained the total cost thereof and the amount that should be assessed against each lot abutting on the improvements on account of the improvements and has caused to be prepared a general plan map of the improvements, on which map is shown the frontage and location of each lot on the street or streets improved, together with the owners thereof, as far as the same can be ascertained, the plan map being marked:

LAKESHORE DRIVE
Hilltop Road to 75' North of Huntmaster Trail

LAKESHORE DRIVE
75' North of Huntmaster Trail to 540' West of Mowbray Trail

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.

2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.

3. That the general plan map is hereby confirmed at 6:00 p.m., on the 6th day of April, 1999, and is hereby made the final assessment roll for the improvements.

4. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.

5. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 30 days.

6. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in five equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.

7. That the first of the installments with interest thereon shall become due and payable on the first day of September next following the date that payments may be made without interest. One subsequent installment with interest thereon shall be due and payable on the first day of September of each successive year until the assessments have been paid in full.

(Signed) Keith A. Holliday

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Mayor Allen stated that this was the time and place set for a public hearing to confirm assessment roll for water and sewer improvements on Mowbray Trail from Hilltop Road to the north end of Mowbray Trail. The Mayor asked if anyone wished to speak to be heard.

There being no one present desiring to speak to this matter, Councilmember Vaughan moved adoption of the resolution. The motion was seconded by Councilmember Jones; the resolution was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

M-240 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS

MOWBRAY TRAIL FROM HILLTOP ROAD TO THE NORTH END OF MOWBRAY TRAIL

WHEREAS, on the 6th day of February, 1995, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Water Main Improvements. That a water main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals be laid for the proper connection of abutting property with the water main.

Sanitary Sewer Improvements. That a sanitary sewer main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals be laid for the proper connection of abutting property with the sewer main.

AND, WHEREAS, the improvements have now been completed, and the City Council has ascertained the total cost thereof and the amount that should be assessed against each lot abutting on the improvements on account of the improvements and has caused to be prepared a general plan map of the improvements, on which map is shown the frontage and location of each lot on the street or streets improved, together with the owners thereof, as far as the same can be ascertained, the plan map being marked:

MOWBRAY TRAIL

Hilltop Road to 450' North of Lakeshore Drive

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the general plan map is hereby confirmed at 6:00 p.m., on the 6th day of April, 1999, and is hereby made the final assessment roll for the improvements.
4. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
5. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment

roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 30 days.

6. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in five equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.

7. That the first of the installments with interest thereon shall become due and payable on the first day of September next following the date that payments may be made without interest. One subsequent installment with interest thereon shall be due and payable on the first day of September of each successive year until the assessments have been paid in full.

(Signed) Donald R. Vaughan

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Moving to the Consent Agenda, Mayor Allen read the titles of the following ordinances as required by the Greensboro Code of Ordinances:

- Ordinance amending in the amount of \$28,396 the Grant Project Budget for the Guilford County Home Program;
- Ordinance amending in the amount of \$46,500 the Capital Project Budget for the Sumner School Sewer Line.

After Mayor Allen requested a motion to adopt all ordinances, resolutions and motion listed on the Consent Agenda, Councilmember Carmany moved adoption of the Consent Agenda. The motion was seconded by Councilmember Holliday; the Consent Agenda was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

99-40 ORDINANCE AMENDING THE GRANT PROJECT BUDGET FOR THE GUILFORD COUNTY HOME PROGRAM

Section 1. That the Grant Project Budget for the Guilford County Home Program be increased for the life of the project as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
212-9196-04.5283	Real Estate Grants	\$28,396

And, that this increase be financed by increasing the following revenue accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
212-9196-04.7170	Local Grant-County	\$28,396

(Signed) Sandy G. Carmany

.....

99-41 ORDINANCE AMENDING CAPITAL PROJECT BUDGET FOR THE SUMNER SCHOOL SEWER LINE

Section 1. That the Capital Project Budget for the Sumner School Sewer Line be established for the life of the project as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
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504-7001-02.5413	Consultant Services	\$46,500
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And, that this increase be financed by increasing the following revenue accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
504-7001-01-8040	Contracted Services-Guilford County	\$46,500

(Signed) Sandy Carmany)

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50-99 RESOLUTION AUTHORIZING THE FILING AND/OR EXECUTION, AS APPROPRIATE, OF FEDERAL TRANSIT ADMINISTRATION (FTA) AND NORTH CAROLINA DEPARTMENT OF TRANSPORTATION (NCDOT) GRANT AGREEMENTS, GRANT APPLICATIONS, ANNUAL OR BIENNIAL APPLICATIONS, ANNUAL BUDGETS, AND OTHER SUCH DOCUMENTS, AS APPROPRIATE, PURSUANT TO RELEVANT SECTIONS OF THE FEDERAL TRANSIT ADMINISTRATION TRANSPORTATION EQUITY ACT FOR THE 21ST CENTURY (TEA 21), AS AMENDED.

WHEREAS, the Federal Transit Administration under the Transportation Equity Act for the 21st Century (TEA 21), provides Federal funds to support public transportation services;

WHEREAS, the North Carolina Department of Transportation receives grants from the U.S. Department of Transportation as authorized by the Federal Transit Administration;

WHEREAS, the purpose of these transportation funds is to provide grant moneys to local agencies for planning and provision of public transportation services; and

WHEREAS, Article 2B of Chapter 136 of the North Carolina General Statutes and the Governor of North Carolina have designated the North Carolina Department of Transportation as the agency responsible for administering funds received through the TEA 21 legislation; and

WHEREAS, the contracts for financial assistance will impose certain obligations upon the City of Greensboro; including the provision of the local project costs; and

WHEREAS, it is required by the U.S. Department of Transportation and the North Carolina Department of Transportation in accord with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the TEA 21, as amended, the City of Greensboro, as applicant, gives assurance that it will comply with Title IV of the Civil Rights Act of 1964 and other pertinent directives and the U.S. Department of Transportation and the North Carolina Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the City of Greensboro, as an applicant, that Disadvantaged Business Enterprises (DBEs) be utilized to the fullest extent possible in connection with the project, and that definitive procedures shall be established and administered by the City of Greensboro as applicant to ensure that DBEs shall have the maximum feasible opportunity to compete for contracts and purchase orders when procuring construction contracts, supplies, equipment contracts, or consultant or other services.

NOW THEREFORE, BE IT RESOLVED BY THE CITY OF GREENSBORO:

That the City of Greensboro is authorized to file and execute FTA and NCDOT Grant Agreements, Annual or Biennial Applications, Annual Budgets, and other such documents, as appropriate, on behalf of the City of Greensboro with the North Carolina Department of Transportation, to aid in the financing of public transportation services as described therein.

That the City of Greensboro is authorized to file and execute with such FTA and NCDOT Grant Agreements, Annual or Biennial Applications, Annual Budgets, and other such documents, as appropriate, and any assurance or any other documents required by the FTA and NCDOT effectuating the purposes of such FTA and NCDOT Grant Agreements, Annual and Biennial Applications, Annual Budgets, and other such documents, as appropriate.

That the City of Greensboro is authorized to furnish such additional information as the Federal Transit Administration and the North Carolina Department of Transportation require in connection with such FTA and NCDOT Grant Agreements, Annual and Biennial Applications, Annual Budgets, and other such documents, as appropriate.

That the City of Greensboro is authorized to set forth and execute Disadvantaged Business Enterprise (DBE) policies and procedures in connection with all procurement needs associated with such FTA and NCDOT Grant Agreements, Annual or Biennial Applications, Annual Budgets, and other such documents, as appropriate.

That the City of Greensboro is authorized to execute grant agreements on behalf of the City of Greensboro with the Federal Transit Administration and the North Carolina Department of Transportation to aid in the financing and effectuating of the purposes of such FTA and NCDOT Grant Agreements, Annual or Biennial Applications, Annual Budgets, and other such documents, as appropriate.

(Signed) Sandy Carmany

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51-99 RESOLUTION APPROVING RENEWAL OF LOAN GUARANTEE FOR LINE OF CREDIT FOR THE GREENSBORO HOUSING DEVELOPMENT PARTNERSHIP IN THE AMOUNT OF \$150,000 FOR PURCHASE, REHAB AND RESALE OF HISTORIC HOUSES IN ASHEBORO, ARLINGTON PARK AND SOUTHSIDE TARGET AREAS

WHEREAS, the Greensboro Housing Development Partnership has agreed to acquire, rehab and sale for owner-occupancy historic houses in the Asheboro, Arlington Park and Southside Target Areas;

WHEREAS, completion of housing revitalization activities in these neighborhoods is an important activity to enhance these areas;

WHEREAS, the Partnership has an existing line of credit that needs to be renewed and the City guarantee executed.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That a loan guarantee for line of credit for the Greensboro Housing Development Partnership in the amount of \$150,000.00 for purchase, rehab and resale of historic houses in the Asheboro, Arlington Park and Southside Target Areas is hereby renewed.

2. That the houses rehabbed using the line of credit shall be offered for sale upon completion of rehabilitation to owner-occupants.

3. That the City Manager or his authorized representative is hereby authorized to execute the necessary documents in order to effectuate the approval and authorizations contained herein.

(Signed) Sandy Carmany

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Motion to approve minutes of regular meeting of March 16, 1999 was unanimously adopted.

.....

Mayor Allen introduced a resolution authorizing the Redevelopment Commission to purchase property of the Salvation Army located on East Lee Street to allow for the relocation of their existing site; she advised this matter was continued from the February 2, February 16 and March 16, 1999 meetings of Council.

Andy Scott, Director of Housing and Community Development, reminded Council that the action requested was to authorize the purchase of this site of the Salvation Army's Red Shield Lodge should this property be placed on the market for sale. He spoke to meetings between Salvation Army and Arlington Park Neighborhood Association representatives and emphasized that the action being requested at this time was not related to the future site for the Salvation Army facility.

Council discussed with Mr. Scott the use of Community Development Block Grant to fund this purchase, existing problems with access to this property, suggestions for the highest and best use of the property, and the rationale for proposing single family housing on this site. Mr. Scott emphasized that the Ole Asheboro Neighborhood residents strongly supported the position to return this area to residential.

Councilmember Johnson moved adoption of the resolution. The motion was seconded by Councilmember Carmany; the resolution was adopted on the following roll call vote: Ayes; Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

52-99 RESOLUTION AUTHORIZING THE REDEVELOPMENT COMMISSION TO PURCHASE PROPERTY OF THE SALVATION ARMY LOCATED ON EAST LEE STREET TO ALLOW FOR THE RELOCATION OF THEIR EXISTING SITE

WHEREAS, the Salvation Army site at 224 East Lee Street is located in the Ole' Asheboro Community Development Target Area;

WHEREAS, it is the desire of the Redevelopment Commission to purchase the property at 224 East Lee Street;

WHEREAS, the project budget for Ole' Asheboro does not contain sufficient funds to accomplish the purchase;

WHEREAS, the Rosewood Community Development Target Area budget contains funds for acquisition that will not be spent during this fiscal year due to delays resulting from condemnation appeals;

WHEREAS, to allow for purchase of the Salvation Army site at 224 East Lee Street, \$205,000 needs to be moved from the Rosewood budget to the Ole' Asheboro budget;

WHEREAS, the Community Resource Board at their meeting of January 21, 1999, approved this funding and recommended that the Rosewood funds be restored in the 1999-2000 budget year.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That \$205,000 of Rosewood Community Development Target Area funds be moved to the Ole' Asheboro Community Development Target Area project to be used by the Redevelopment Commission toward purchase of the Salvation Army property at 224 East Lee Street.

That these funds be restored to the Rosewood Community Development Target Area in the 1999-2000 budget year.

(Signed) Yvonne J. Johnson

.....

Mayor Allen introduced an ordinance authorizing the use of Council Contingency Funds in the amount of \$43,120 to provide FY 1998-99 Operating Subsidy to Greensboro Community Television (GCTV); she advised that because this matter had received only five affirmative votes at the 2 March 1999 meeting of Council, a second reading was required.

Councilmember Carmany advised she had received information that the City was subsidizing GCTV with a lease in the amount of \$1 per year for space at the library annex with a maximum value of \$66,414 per year; she stated that this subsidy was in addition to the \$43,120 operating subsidy this action would provide, Councilmember Holliday offered other examples of the City's subsidy of non-profit agencies by providing space at the Cultural Arts Center and contributing to the organizations through the City budget. He stated that, in his opinion, this organization provided additional communication with citizens and exposed Greensboro to community programming.

Laura Linder, residing at 500 East Lake Drive, spoke to the struggles of GCTV, expressed the desire to make this public access channel more successful and requested Council's support of this request.

Councilmember Burroughs-White moved adoption of the ordinance. The motion was seconded by Councilmember Holliday; the ordinance was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Holliday, Johnson and Jones. Noes: Carmany, Mincello, Perkins and Vaughan.

99-41 ORDINANCE AUTHORIZING THE USE OF COUNCIL CONTINGENCY FUNDS TO PROVIDE FY 1998-99 OPERATING SUBSIDY TO GREENSBORO COMMUNITY TELEVISION

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the General Fund Council Contingency Account of the City of Greensboro is hereby amended as follows:

That the appropriation for the Council Contingency Account be decreased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
101-9550-01.5990	Contingency	\$43,120

and, that the appropriation for the following General Fund account be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
101-9545-22.5931	Contrib to Non-Govt Agency	\$43,120

(Signed) Claudette Burroughs-White

.....

Mayor Allen introduced an ordinance amending General Fund Budget for purchase and renovation of property at 1106 Maple Street.

Some members of Council expressed their thoughts that this was a reasonable concept, offered an extraordinary opportunity to provide a Police sub-station, provided the ability to enhance the district system, would be an asset to community policing, etc. After Council discussion regarding Councilmember Mincello's suggestion that the Council fund the department's authorized strength at 100% rather than the

current authorized strength of 98.5%, it appeared to be the consensus of Council that this matter would be discussed at length during budget discussions. Councilmember Carmany stated that while she supported efforts to enhance the Police Department, she believed money should be spent to enhance personnel and programs, not purchase buildings.

Chief of Police Robert White spoke to efforts to bring the department up to authorized strength by conducting two Police recruit classes during 1999. He advised that the Police Department's aggressive recruiting practices would continue.

Councilmember Jones moved adoption of the ordinance. The motion was seconded by Councilmember Vaughan; the ordinance was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: Carmany.

99-42 ORDINANCE AMENDING GENERAL FUND BUDGET FOR PURCHASE AND RENOVATION OF PROPERTY AT 1106 MAPLE STREET

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1: That the FY 98-99 Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the General Fund be increased as follows:

Account	Description	Amount
101-9590-01.6410	Contributions to Capital Projects	\$1,200,000

and, that this increase be financed by increasing the following General Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
101-0000-00.8900	Appropriated Fund Balance	\$1,000,000
101-0000-00.8616	Sale of Real Estate	<u>200,000</u>
Total		\$1,200,000

Section 2: That the FY 98-99 Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the General Capital Projects Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
410-0000-00.9101	Transfer From General Fund	\$1,200,000

and, that this increase be financed by increasing the following General Capital Projects Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
410-3501-01.6059	Capital Outlay	\$1,200,000

(Signed) Earl Jones

.....

After the introduction by Mayor Allen of a resolution authorizing and approving purchase and renovation of property of Cone Mills Corporation known as the Laboratory Building, Councilmember

Jones moved adoption of the resolution. The motion was seconded by Councilmember Burroughs-White; the resolution was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: Carmany.

53-99 RESOLUTION AUTHORIZING THE PURCHASE AND RENOVATION OF THE CONE MILLS LABORATORY BUILDING FOR THE PURPOSE OF CREATING THE DISTRICT I POLICE STATION

WHEREAS, the City of Greensboro Police Department has re-engineered their operations to improve service to the Citizens of Greensboro with the key element being the concept of District Police Stations which is also known as Neighborhood Policing;

WHEREAS, after extensive research and review of many options by City staff, it has been determined that the Cone Mills Laboratory Building owned by Cone Mills Corporation, located at 1106 Maple Street has the appropriate space and building square footage to handle the proposed station house and can be renovated cost effectively;

WHEREAS, the said property is located across from a City facility linked to the City telecommunications and data communications infrastructure allowing for inexpensive access to these resources;

WHEREAS, this property is located in close proximity to major thoroughfares making it easily accessible to all sections of the District;

WHEREAS, the owner has agreed to convey said property, which has a tax assessed value of \$838,700.00, to the City for the price of \$750,000.00, and it is deemed in the best interest of the City to acquire said property;

WHEREAS, the City staff recommends a budget of \$450,000.00 to pay for renovations to the facility to prepare it for Police use.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the purchase of the property in the amount of \$750,000.00 is hereby approved, and the purchase of the property is hereby authorized, payment to be made from Account No. 410-3501-01.6059.

2. That the budget for the renovation of said property in the amount of \$450,000.00 is hereby approved, and the renovation of the property is hereby authorized, payment to be made from Account No. 410-3501-01.6059.

(Signed) Earl Jones

.....

Mayor Allen introduced a resolution authorizing and approving the purchase and renovation of property of Delta Mills, Inc. for the Water Resources Department and other City uses.

Council commended staff for being proactive and creative in determining an appropriate and affordable site for purchase/renovation to be used for the consolidation of Water Resources Administration and Field Divisions; it was also noted that this site was located near the Service Center.

Councilmember Jones moved adoption of the resolution. The motion was seconded by Councilmember Holliday; the resolution was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

54-99 RESOLUTION AUTHORIZING THE PURCHASE AND RENOVATION OF THE DELTA MILLS, INC. PROPERTY FOR THE PURPOSE OF CONSOLIDATING THE WATER RESOURCES ADMINISTRATION AND FIELD DIVISIONS

WHEREAS, the City staff has determined that there is a necessity to consolidate Water Resources Administration and Field Divisions to alleviate over-crowding of personnel, equipment and parking at the Service Center;

WHEREAS, after an extensive study of the Administration and Field Divisions, it has been determined that the site known as the Steveco Building, owned by Delta Mills, Inc., located at 2602 South Elm Street, would accommodate the space, proximity, and parking needs required to eliminate the problems presently incurred at the Service Center which has restricted the efficient operation of the City support staff;

WHEREAS, Delta Mills has agreed to convey said property known as the Steveco Building located at 2602 South Elm Street to the City for the purchase price of \$795,700.00, which is considerably below the previously appraised value of \$1,400,000.00, and it is deemed in the best interest of the City to acquire said property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the purchase of the property in the amount of \$795,700.00 is hereby approved, and the purchase is hereby authorized, payment to be made from the Water Resource Fund, Account No. 508-7003-01.6013.

(Signed) Earl Jones

.....

Mayor Allen introduced a resolution approving bid in the amount of \$109,900 and authorizing execution of Contract No. 98-000504 with Ransom Landscape Associates, Inc. for an irrigation system at Gillespie Park Golf Course.

After a brief explanation by the Assistant City Manager, Councilmember Johnson moved adoption of the resolution. The motion was seconded by Councilmember Jones; the resolution was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

55-99 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT NO. 98-000504 FOR GILLESPIE PARK GOLF COURSE IRRIGATION INSTALLATION

WHEREAS, after due notice, bids have been received for Gillespie Park Golf Course Irrigation Installation;

WHEREAS, Ransom Landscape Associates, Inc. of South Carolina, a responsible bidder, has submitted the low base and alternate bid in the total amount of \$109,900.00, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the bid hereinabove mentioned submitted by Ransom Landscape Associates, Inc. of South Carolina is hereby accepted, and the Mayor and City Clerk are hereby authorized to execute on behalf of

the City of Greensboro a proper contract to carry the proposal into effect, payment to be made from Account No. 101-5003-02.6013 CBR 003.

(Signed) Yvonne J. Johnson

(A tabulation of bids for the irrigation system at Gillespie Park Golf Course is filed with the above resolution and is hereby referred to and made a part of these minutes.)

.....

After the introduction by Mayor Allen of an ordinance amending in the amount of \$125,000 Bryan Park Fund Budget for maintenance and improvements, Councilmember Jones moved adoption of the ordinance. The motion was seconded by Councilmember Vaughan; the resolution was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

99-43 ORDINANCE AMENDING THE BRYAN PARK FUND BUDGET

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the FY 98-99 Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the Bryan Park Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
531-5053-03.5612	Maintenance. & Improvements	\$125,000

and, that this increase be financed by increasing the following account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
531-0000-00.9101	Transfer from General Fund	\$125,000

(Signed) Earl Jones

.....

Mayor Allen introduced an ordinance authorizing the use of Council Contingency Funds to support expenditures incurred by Human Relations Department addressing the issue of racism in Greensboro.

The Mayor and Council commended Human Relations Department Director John Shaw, his staff, and the Human Relations Commission for their exemplary work and efforts to educate the public by broadcasting these hearings. Council discussed the next meeting scheduled for Wednesday, April 7, and encouraged citizens' attendance.

Councilmember Jones moved adoption of the ordinance. The motion was seconded by Councilmember Holliday. Two recorded votes were taken, one showing that Councilmember Perkins had not voted and the other showing Councilmember Jones voting "no". After both votes, Council directed the Clerk to clear the Board because the votes were not as Council had intended. The ordinance was thereupon adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

99-44 ORDINANCE AUTHORIZING THE USE OF COUNCIL CONTINGENCY FUNDS TO
SUPPORT EXENDITURES INCURRED BY HUMAN RELATIONS DEPARTMENT
ADDRESSING THE ISSUE OF RACISM IN GREENSBORO

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the General Fund Council Contingency Account of the City of Greensboro is
hereby amended as follows:

That the appropriation for the Council Contingency Account be decreased as
follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
101-9550-01.5990	Contingency	\$12,000

and, that the appropriation for the following General Fund account be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
101-0301-01.5239	Miscellaneous Supplies	\$12,000

(Signed) Keith A. Holliday

.....

The Mayor introduced a resolution modifying temporary policy regarding voluntary annexations
and plan approvals requiring water main extensions.

The Deputy City Manager advised that due to ongoing efforts to work with High Point, Winston-
Salem and Reidsville to address Greensboro's future water needs, staff recommended that Council continue
the existing policy until April 20 after the Reidsville City Council had formally considered the proposed
agreement with Greensboro.

At Council's request, Allan Williams, Water Resources Director, provided a brief update
regarding Greensboro's current, positive water situation. Council discussed with the Assistant City
Manager and Mr. Williams the ongoing need to conserve Greensboro's water and staff's plans to showcase
at the April 20 City Council meeting the new water conservation campaign. The Assistant City Manager
stated that staff thought it appropriate to present this campaign during Earth Month and Earth Week.

Councilmember Johnson moved adoption of the resolution. The motion was seconded by
Councilmember Jones; the resolution was adopted on the following roll call vote: Ayes: Allen, Burroughs-
White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

56-99 RESOLUTION MODIFYING TEMPORARY POLICY REGARDING VOLUNTARY
ANNEXATIONS AND PLAN APPROVALS REQUIRING WATER MAIN EXTENSIONS

WHEREAS, a policy regarding voluntary annexations and plan approvals requiring water main
extensions was enacted on December 1, 1998;

WHEREAS, the policy was enacted because the Piedmont area has experienced unusual weather
conditions causing extremely dry periods resulting in a shortage of water supply in Greensboro and its
environs;

WHEREAS, the City has already adopted a water conservation ordinance and has implemented phases of this ordinance;

WHEREAS, the City has purchased water from High Point and Winston-Salem and has reached an agreement in principal with the City of Reidsville which is scheduled for action by the Reidsville City Council on April 14, 1999 to provide an additional source of water until the Randleman Dam Project is completed;

WHEREAS, due to the increase in the level of our reservoirs, the City has returned to voluntary conservation and it would be in the best interest of the City to evaluate the response of citizens, institutions, industry and commercial businesses;

WHEREAS, a strategy for water conservation is essential to both immediate and long term planning and development and for the protection of public health, safety and welfare;

WHEREAS, it is deemed in the best interest of the citizens of Greensboro to extend the temporary policy governing annexations by petition and the approval of development plans requiring water mains to serve private property.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the City of Greensboro will continue to suspend approval of any new site plans or subdivision preliminary plats proposing to extend any water main to serve private property inside or outside the city limits unless such plans were received on or before December 1, 1998. Approval of plans for extensions of water mains for fire protection only shall be permitted. For any plans received after December 1, 1998, the City will review such plans for conformance to City ordinances and policies but will not process approvals. Any property that was annexed on or before December 1, 1998 shall be exempt from these requirements provided that a preliminary plat had been submitted to either the City of Greensboro or Guilford County prior to December 1, 1998.

2. That the City of Greensboro will not process any petition for voluntary annexation on a property that needs City water in order to be developed but cannot obtain it due to #1 above.

3. That this policy shall continue to be effective and shall expire April 20, 1999.

(Signed) Yvonne J. Johnson

.....

Mayor Allen introduced an ordinance establishing Grant Project Budget for the Fiscal Year 1998-99 FTA Section 5307 Capital Assistance Grant.

After brief comments by the Assistant City Manager, Councilmember Perkins questioned plans for removal/rehab of a wall located on East Market Street. Libby James, Greensboro Transit Authority Administrator, spoke to streetscape improvements planned for the area which would address this and other issues. Council also discussed with Ms. James details regarding the process and timeframe involving the replacement/upfitting of the Transit Authority's aging fleet.

Councilmember Carmany moved adoption of the ordinance. The motion was seconded by Councilmember Burroughs-White; the resolution was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

99-45 ORDINANCE ESTABLISHING GRANT PROJECT BUDGET FOR THE FISCAL YEAR 1998-99 FTA SECTION 5307 CAPITAL ASSISTANCE GRANT

Section 1. That the Grant Project Budget for the FY 1998-99 FTA Section 5307 Capital Assistance Grant be established for the life of the project as follows.

<u>Account</u>	<u>Description</u>	<u>Amount</u>
565-4538-01.6051	Licensed Vehicles	\$ 55,000
565-4538-01.5621	Maintenance & Repair of Equip.	\$ 60,000
565-4538-01.6059	Other Capital Equipment	\$ 60,000
TOTAL		\$175,000

And, that the capital improvements be financed by the following revenue accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
565-4538-01.7000	Federal Grant	\$140,000
565-4538-01.7110	State Grant	\$ 17,500
565-4538-01.9564	Transfer From Transit Fund	\$ 17,500
TOTAL		\$175,000

(Signed) Sandy Carmany

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After the introduction of an ordinance establishing an appropriation fund balance transfer to the Transit Capital Improvement Fund Grant, Councilmember Burroughs-White moved adoption of the ordinance. The motion was seconded by Councilmember Jones; the ordinance was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

99-46 ORDINANCE AMENDING GTA OPERATING FUND BUDGET TO PROVIDE FUNDING FOR THE PURCHASE OF PROPERTY FROM GUILFORD COUNTY

Section 1. That the 1998-99 GTA Operating Fund Budget be increased for the purchase of property from Guilford County as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
564-4531-01.6565	Transfer to GTA Grant Fund	\$235,000

And, that this increase be financed by increasing the following revenue accounts:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
564-0000-00.8900	Appropriated Fund Balance	\$235,000

(Signed) Claudette Burroughs-White

.....

After the introduction by the Mayor of an ordinance establishing Grant Project Budget for the Fiscal Year 1999 FTA Section 5309 Discretionary Capital Grant Program, Councilmember Jones moved adoption of the ordinance. The motion was seconded by Councilmember Carmany; the ordinance was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

99-47 ORDINANCE ESTABLISHING GRANT PROJECT BUDGET FOR THE FISCAL YEAR 1999
FTA SECTION 5309 DISCRETIONARY CAPITAL GRANT PROGRAM

Section 2. That the Grant Project Budget for the FY 1999 FTA Section 5309 Discretionary Capital Grant Program be established for the life of the project as follows.

<u>Account</u>	<u>Description</u>	<u>Amount</u>
565-4540-02.6011	Land Acquisition	\$235,000

And, that the project be financed with the following revenue account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
565-0000-00.9564	Transfer for Transit Fund	\$235,000

(Signed) Earl Jones

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After the introduction by the Mayor of an ordinance amending General Fund Budget for purchase of property from Piedmont Land Conservancy for development of passive park in the New Garden Road area, Councilmember Mincello moved adoption of the ordinance. The motion was seconded by Councilmember Holliday; the ordinance was adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

99-48 ORDINANCE AMENDING GENERAL FUND BUDGET FOR PURCHASE OF PROPERTY
FROM PIEDMONT LAND CONSERVANCY FOR DEVELOPMENT OF PASSIVE PARK IN
THE NEW GARDEN ROAD AREA

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1: That the FY 98-99 Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the General Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
101-9590-01.6410	Contributions to Capital Projects	\$252,000

and, that this increase be financed by increasing the following General Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
101-0000-00.8616	Sale of Real Estate	252,000

Section 2: That the FY 98-99 Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the General Capital Projects Fund be increased as follows:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
410-5026-01.6011	Land	\$252,000

and, that this increase be financed by increasing the following General Capital Projects Fund account:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
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410-5026-01.9101

Transfer from General Fund

\$252,000

(Signed) Nancy Mincello

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Mayor Allen introduced a resolution authorizing and approving Mutual Interlocal Municipal Agreement between City of Reidsville and the City of Greensboro for additional water supply.

Councilmember Vaughan moved adoption of the resolution; the motion was seconded by Councilmember Jones.

Councilmember Perkins expressed concern with that portion of the contract which specified that after the sixth anniversary the water rate would be adjusted using an uncapped Consumer Price Index (CPI). The Deputy City Manager spoke to the process used to negotiate the contract and explained the rationale for using the CPI; he advised staff would negotiate with Reidsville to address this requested change.

Councilmember Perkins thereupon moved to amend the motion to adopt the resolution subject to staff negotiating a reasonable cap rate on the CPI. The motion was seconded by Councilmember Vaughan; the motion was adopted unanimously by voice vote of the Council. The motion to adopt the resolution subject to staff negotiating a reasonable cap rate on the CPI was thereupon adopted on the following roll call vote: Ayes: Allen, Burroughs-White, Carmany, Holliday, Johnson, Jones, Mincello, Perkins and Vaughan. Noes: None.

57-99 RESOLUTION AUTHORIZING AND APPROVING MUTUAL INTERLOCAL MUNICIPAL AGREEMENT BETWEEN THE CITY OF REIDSVILLE AND THE CITY OF GREENSBORO FOR ADDITIONAL WATER SUPPLY

WHEREAS, there is a necessity for the City of Greensboro to address its growing demand for additional water supply until Randleman Dam comes online in the next 3 to 4 years in order to avoid a severe water shortage during that time;

WHEREAS, the City of Reidsville owns and manages a reservoir known as Lake Reidsville which currently has an average daily water volume capacity in excess of (15) million gallons per day;

WHEREAS, the City of Reidsville's Water Treatment Facility currently processes up to (6) million gallons daily, 3.5 gallons of which is utilized by its water customers;

WHEREAS, the City of Greensboro wishes to enter into an Interlocal Municipal Agreement with the City of Reidsville for the purchase of an additional supply of treated water over the next ten years;

WHEREAS, the City of Greensboro agrees to purchase a minimum additional annual average daily volume of 2.5 million gallons of treated water from the City of Reidsville, and the City of Reidsville agrees to make available an annual average daily volume of 5 million gallons of treated water during the first (5) five years of the Agreement;

WHEREAS, the City of Greensboro agrees to purchase a minimum annual average of 1 million gallons of treated water from the City of Reidsville, and the City of Reidsville agrees to make available an annual average daily volume of 3 million gallons of treated water during the second (5) five years of the Agreement;

WHEREAS, it will be necessary to expand and make alterations to the current Water Treatment Facility located in Reidsville to bring water production up to (9) million gallons daily in order to meet these

additional water demands from Greensboro, and the City of Greensboro has agreed to reimburse the City of Reidsville for the costs of said expansion.

WHEREAS, an Interlocal Agreement will benefit both municipalities as it will allow new development along the Highway 29 corridor connecting both cities.

WHEREAS, it is deemed in the best interest of the City to enter into an Interlocal Municipal Agreement with the City of Reidsville to acquire water for its customers all in accordance with the terms and conditions therein and such Agreement is presented herewith this day.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That a mutual Agreement with the City of Reidsville to furnish water to the City of Greensboro for a period of (10) years, is hereby approved pursuant to the authority of N.C.G.S. §160A-274 and the City Manager is hereby authorized to execute said Agreement on behalf of the City.

(Signed) Donald R. Vaughan

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Councilmember Mincello added the name of Kathy Schlosser to the boards and commissions data bank for consideration for future service on the Commission on the Status of Women.

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Councilmember Burroughs-White added the names of Ann Bowers, Eric Crouch, Peter Callahan and Holly Hill to the boards and commissions data bank for consideration for future service in no specific area.

Councilmember Burroughs-White shared information regarding the East Market Heritage Festival and a clean-up day scheduled for April 10 to remove the remainder of storm debris from the northeast neighborhoods of Woodmere and Kings Forest; she encouraged citizens in the area to participate. The Mayor also noted a city-wide cleanup was also scheduled for that date and encouraged participation by all citizens.

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Councilmember Vaughan noted a recent article comparing the hosting capabilities for the Atlantic Coast Conference offered by Greensboro and Charlotte; he stated that Greensboro's hospitality and facilities provided a much higher level of service.

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Councilmember Johnson added the name Kathy Locklear to the boards and commissions data bank for consideration for future service on the Human Relations Commission.

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Councilmember Holliday expressed concern that a lack of quorum at the recent Zoning Commission meeting had required that certain zoning matters be considered at this meeting by City Council. Council discussed the negative impact the lack of quorum at that meeting had on citizens who were required to attend both the Zoning and City Council meetings when their items were being considered. Council offered suggestions that could be used to address this concern: staff to enhance communication with these Commissioners and provide timely reminders of upcoming meetings, the Mayor

to write a letter emphasizing the importance of attending all meetings, etc. Councilmember Jones requested staff to provide a Zoning Commission attendance report for Council's review.

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Councilmember Jones moved that Kimberly Breeden be appointed to serve a term on the Commission on the Status of Women; this term will expire 15 August 01. The motion was seconded by Councilmember Johnson and adopted unanimously by voice vote of the Council.

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Councilmember Jones expressed appreciation to those citizens who had participated in requesting the Governor to commute the sentence of Kwame Cannon; he spoke to his release and to community efforts to ensure his success in returning into society.

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Mayor Allen encouraged Council's attendance at one of the Community Resource Board briefings scheduled for April 21 and 22, advised of the North Carolina League of Municipalities Regional Meeting scheduled for April 22 in Asheboro, and reminded Council of the meeting with the County Commissioners to be scheduled for Thursday, April 15, in the Nussbaum Room of the Library; she advised dinner would be at 6:15 p.m. with the formal meeting beginning at 7:00 p.m.

Council discussed the format and potential topics for discussion at the joint meeting. It appeared to be the consensus of Council that the Manager's staff should poll the Council for suggestions for topics of discussion and to ensure that both governing bodies were aware of subjects/information to be discussed. The Deputy City Manager spoke to the process the Managers would use to prioritize items Council wished to discuss and share that information with the County Commissioners/Manager. Suggestions for topics included the formula for allocating sales tax, consolidation of services and water and sewer issues. Councilmember Jones advised that he intended to initiate discussion with respect to the MWBE Program. Council discussed the intent that this meeting would be the first of regular meetings between these two Governing Bodies to discuss items of mutual interest.

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Mayor Allen provided information with respect to a meeting which featured High Point's efforts to reduce violent crime; she advised attendees at the meeting included U. S. Attorney Janet Reno and representatives from local, state and federal law enforcement agencies. Mayor Allen stated the purpose of the meeting was to encourage the cooperative exchange of information among these various law enforcement groups.

The Mayor advised she had received a letter from the Chairperson of the Mayor's Council on Persons with Disabilities expressing appreciation to Fred Ridge, Technology and Facilities Department, for improvements at the Cultural Arts Center which made the facility more accessible to citizens with disabilities.

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The Assistant City Manager advised that in the April 11 edition of the News and Record "The Weather Report" would be introduced to provide information regarding weather issues. He stated this page would include information regarding Greensboro's reservoir levels and comparisons of current/last year's water usage. Deputy City Manager Harrell expressed appreciation to the News and Record for providing this important information to Greensboro citizens.

Assistant City Manager Harrell expressed appreciation to Assistant City Manager Mona Edwards for her assistance in preparing for this Council meeting.

The Assistant City Manager requested Council to adjourn to meet in Closed Session for the purpose of discussing litigation.

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Councilmember Vaughan moved that the City Council adjourn to meet in closed session immediately following this regular meeting for the purpose of discussing litigation and to meet in joint session with the Guilford County Board of Commissioners at 7:00 p.m. on 15 April 1999 in the Nussbaum Room of the Greensboro Public Library. The motion was seconded by Councilmember Jones and adopted unanimously by voice vote of the Council.

THE CITY COUNCIL ADJOURNED TO CLOSED SESSION AT 7:45 P. M.

CAROLYN S. ALLEN
MAYOR

JUANITA F. COOPER
CITY CLERK
